

RAYMOND C. CABALLERO
MAYOR



CITY COUNCIL

JAN SUMRALL
DISTRICT NO. 1

ROSE RODRIGUEZ
DISTRICT NO. 2

LARRY M. MEDINA
DISTRICT NO. 3

JOHN COOK
DISTRICT NO. 4

DANIEL S. POWER
DISTRICT NO. 5

PAUL J. ESCOBAR
DISTRICT NO. 6

LUIS G. SARIÑANA
DISTRICT NO. 7

ANTHONY COBOS
DISTRICT NO. 8

REGULAR COUNCIL MEETING
COUNCIL CHAMBERS
MARCH 26, 2002
9:00 A.M.

The City Council met in regular session at the above place and date. Mayor Raymond C. Caballero present and presiding and the following Council Members answered roll call: Jan Sumrall, Rose Rodriguez, Larry M. Medina, John F. Cook, Daniel S. Power, Paul Joseph Escobar, Luis G. Sariñana and Anthony Cobos. Absent: None. Meeting was called to order and the invocation was given by Reverend Bill Francis, St. Clement's Episcopal Church, followed by the Pledge of Allegiance to the Flag of the United States of America.

The following Presentations were made:

1. Paso del Norte Summit on Fatherhood Day - March 27
2. Strategic Information Management Month - April
3. Habitat for Humanity Volunteers

Motion made by Representative Medina, seconded by Representative Sumrall, and unanimously carried to approve, as revised, all matters listed under the Consent Agenda unless otherwise noted.
(Items approved under Consent Agenda will be shown with an asterisk {*}).

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign all necessary documents and letters and accept a grant award for a Texas Highway Traffic Safety Program Grant in the amount not to exceed \$145,000.00 from the Texas Department of Transportation, for the purpose of creating a seat belt selective traffic enforcement program (STEP) during two time periods in 2002; that the Chief of Police be authorized to sign and submit any necessary revisions to the operational plan; and that the Mayor be authorized to execute on behalf of the City of El Paso, any grant amendments or corrections to the initial Grant Agreement which increase, decrease or deobligate program funds provided that no additional City funds are required, or which decrease the amount of matching funds, and any documents to request and accept an extension of the award ending date for the grant. No matching funds required.

Motion made, seconded and unanimously carried to approve the Minutes for Regular City Council Meeting of November 27, 2001 and December 4, 2001.

Motion made, seconded and unanimously carried to move to the regular agenda the following:

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign an Interlocal Agreement by and between the City of El Paso, the County of El Paso and the West Texas Community Supervision and Corrections Department for the continuation of "Project Spotlight," a program to provide intensive supervision and surveillance of youth and young adults who are on probation. The City will continue to provide law enforcement officer assistance to the program. The County will pass through grant funding to the City to pay for the services of the participating officers in an amount not to exceed the grant award for such purpose.

Representative Sumrall questioned how the project will be structured. She expressed her concern on how long it will take to get the money.

Commander Roy Davis, El Paso Police Department, responded that they have been invoicing the County on a monthly basis and for the last two years they have been receiving the funds on time.

Motion made by Representative Sumrall, seconded by Representative Escobar, and unanimously carried to approve the above resolution.

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***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign an Amendment to the Community Development Block Grant Contract dated September 1, 2001, between the City of El Paso and Centro de Salud Familiar La Fe, Inc. for the Senior Companion Program, to modify the units of service to correspond to the funding allocated under the Contract.

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***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

THAT the Mayor, on behalf of the City and the City Clerk, be authorized to sign a Release of Liens whereby the City releases its liens in the amount of NINE THOUSAND SIX HUNDRED AND NO/100THS DOLLARS (\$9,600.00 secured grant) and ONE THOUSAND SIX HUNDRED AND NO/100THS DOLLARS (\$1,600.00 loan) against the following described real property:

Lots 19 and 20, Block 64, LOGAN HEIGHTS ADDITION, an Addition to the City of El Paso, El Paso County, Texas, also known and numbered as 3816 Kemp Avenue, El Paso, Texas 79904.

for consideration paid to the City in full satisfaction of that certain promissory note executed by the owner of the above-described real property and payable to the order of the City.

***R E S O L U T I O N**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

THAT the Mayor, on behalf of the City and the City Clerk, be authorized to sign a Release of Lien whereby the City releases its lien in the amount of FOURTEEN THOUSAND FIVE HUNDRED FIFTY AND NO/100THS DOLLARS (\$ 14,550.00 - \$14,000 loan/\$550 grant) against the following described real property:

Lots 44 and 45, Block 2, HADLOCK'S SUBURBAN GARDENS, an Addition to the City of El Paso, El Paso County, Texas, according to the map thereof on file in Book 12, Page 20, Plat Records of El Paso County, Texas; also known and numbered as 236 Colfax Street, El Paso, Texas 79905.

for consideration paid to the City in full satisfaction of that certain promissory note executed by the owner of the above-described real property and payable to the order of the City.

***R E S O L U T I O N**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

THAT the Mayor, on behalf of the City and the City Clerk, be authorized to sign a Release of Liens whereby the City releases its liens in the amounts of ONE HUNDRED THIRTY-EIGHT NINE HUNDRED SEVENTY-FIVE AND NO/100THS DOLLARS (\$138,975.00 - \$46,325 loan/\$92,650 grant) and FOUR THOUSAND SIX HUNDRED FIFTY AND NO/100THS DOLLARS (\$4,650.00 - \$1,550 loan/\$3,100 grant) against the following described real property:

The East 60 feet of the South 8 feet of Lot 15, and the East 60 feet of the North 6.5 feet of Lot 16, and the South 19.5 feet of Lot 16, all of Lot 17, and the West 32 feet of the North 6.83 feet of Lot 18, Block 103, CAMPBELL ADDITION, an Addition to the City of El Paso, El Paso County, Texas; also known and numbered as 614 South Mesa Street, El Paso, Texas 79901.

for consideration paid to the City in full satisfaction of that certain promissory note executed by the owner of the above-described real property and payable to the order of the City; and that the City Comptroller issue a refund check resulting from an overpayment on the loans for the amount of SEVEN HUNDRED NINETY-SIX AND 53/100THS DOLLARS (\$796.53).

***R E S O L U T I O N**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

THAT the Mayor, on behalf of the City and the City Clerk, be authorized to sign a Release of Lien whereby the City releases its lien in the amount of SEVEN THOUSAND AND NO/100THS DOLLARS (\$ 7,000.00 - \$6,309 loan/\$691 grant) against the following described real property:

Lot 607, Block 23, MOUNTAIN VIEW ADDITION, an Addition to the City of El Paso, El Paso County, Texas, according to the map thereof on file in Book 2, Page 40, Plat Records of El Paso County, Texas; also known and numbered as 8709 Mt. Baldy Drive, El Paso, Texas 79904.

for consideration paid to the City in full satisfaction of that certain promissory note executed by the owner of the above-described real property and payable to the order of the City; and that the City Comptroller issue a refund check resulting from an overpayment on the loan for the amount of SIXTY-EIGHT AND 88/100THS DOLLARS (\$68.88).

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***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

THAT the Mayor, on behalf of the City and the City Clerk, be authorized to sign a Release of Lien whereby the City releases its lien in the amount of SEVENTEEN THOUSAND AND NO/100THS DOLLARS (\$ 17,000.00 - \$5,000 loan/\$12,000 grant) against the following described real property:

The East ½ of the North 115' of Tract 14, and the North 115' of the Westerly 23.95 feet of Tract 15, Block 3, MESA VISTA NO. 2, an Addition to the City of El Paso, El Paso County, Texas, according to the map thereof on file in Book 3, Page 51, Plat Records of El Paso County, Texas; also known and numbered as 8048 Glendale Avenue, El Paso, Texas 79907.

for consideration paid to the City in full satisfaction of that certain promissory note executed by the owner of the above-described real property and payable to the order of the City.

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***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

THAT the Mayor, on behalf of the City and the City Clerk, be authorized to sign a Release of Lien whereby the City releases its lien in the amount of TWENTY-TWO THOUSAND SEVEN HUNDRED AND NO/100THS DOLLARS (\$ 22,700.00 - \$21,250 loan/\$550 loan/\$900 grant) against the following described real property:

Lot 11, Block 3, HACIENDA HEIGHTS, an Addition to the City of El Paso, El Paso County, Texas, according to the map thereof on file in Book 12, Page 11, Plat Records of El Paso County, Texas; also known and numbered as 7538 Adobe Drive, El Paso, Texas 79915.

for consideration paid to the City in full satisfaction of that certain promissory note executed by the owner of the above-described real property and payable to the order of the City; and that the City Comptroller issue a refund check resulting from an overpayment on the loan for the amount of TWENTY-NINE AND 05/100THS DOLLARS (\$29.05).

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***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

THAT the Mayor, on behalf of the City and the City Clerk, be authorized to sign a Release of Lien whereby the City releases its lien in the amount of SEVENTEEN THOUSAND AND NO/100THS DOLLARS (\$ 17,000.00 - \$7,912 loan/\$9,088 grant) against the following described real property:

Lot 48, Block 27, THOMAS MANOR UNIT TEN, an Addition to the City of El Paso, El Paso County, Texas, according to the plat thereof on file in Book 31, Page 18, Plat Records, El Paso County, Texas; also known and numbered as 290 Yolanda Drive, El Paso, Texas 79915.

for consideration paid to the City in full satisfaction of that certain promissory note executed by the owner of the above-described real property and payable to the order of the City.

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***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor and City Council approve the El Paso Fire Department's participation in the North Easter Parade to be held March 30, 2002. The Fire Department will support the parade by providing a Mack Truck, the Fire Prevention Safety House float, and a pumper or Ladder Unit for entry in the parade.

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***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign an Agreement for Engineering Services between the **City of El Paso** and **Frank X. Spencer & Associates, Inc.**, for a project known as "**Valley Creek Park Improvements**", for an amount not to exceed NINETY FOUR THOUSAND ONE HUNDRED EIGHTY AND NO/100 DOLLARS (\$94,180.00).

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***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign an Agreement with D & H PUMP SERVICE, INC., to lease D & H PUMP SERVICE, INC. eight (8) 32 Gallon Containers and thirty (30) 8 Gallon Baskets for a service fee of \$5.00 each month for the purpose of collecting the company's recyclable materials in conjunction with the Department of Solid Waste Management's recycling program.

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***RESOLUTION**

WHEREAS, in accordance with Section 9.04.380, entitled Abatement, of Chapter 9.04, Solid Waste Management, of the El Paso City Code, after providing due notices to the owner: BALLOU, MAUDIE L. of the hereinafter described property that the owner's property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code, and the owner, having failed to comply with due notices, the Department of Solid Waste Management proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

WHEREAS, the Deputy Director of the Department of Solid Waste Management has reported the cost of doing such work in the amount hereinafter set forth;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

1. The City Council determines the actual cost of removing the accumulated trash, vegetation and weeds or other rubbish located on said property, being:

290 Edith Drive, City of El Paso, El Paso County, Texas, being more particularly described as Lot 25, Block 15, Millers Lakeside Subdivision, Parcel M452-999-0150-7300,

to be ONE HUNDRED FORTY FIVE AND 06/100 DOLLARS (\$145.06) as reported by the Deputy Director of the Department of Solid Waste Management. The City Council finds that the work was performed on the Thirteenth day of October, 2001 approves the costs.

2. The City Council, in accordance with Section 9.04.380 of the El Paso City Code, declares the above total amount of One Hundred Forty Five and 06/100 Dollars (\$145.06) to be a lien on the above described property, said amount being due and payable within thirty (30) days from date of Council approval, and thereafter bearing ten percent (10%) interest per annum.

3. The City Clerk is directed to give notice of this Lien by filing a copy of this Resolution for record with the County Clerk.

4. All records of the City Clerk's Office relating to the proceeding against the abovedescribed property are made a part of this Resolution by reference.

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***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign a Volunteer Service Agreement between the City of El Paso and **REBECCA GRADO** for the El Paso Public Library to perform a jazz and hip hop dance demonstration at the Armijo Branch Library on April 6, 2002 from 1:30 p.m. to 2:30 p.m. There is no cost to the City.

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***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign a Contract between the **CITY OF EL PASO** and **RAUL HERNANDEZ** to provide a dance lesson for the Teen Hangout Program at the Armijo Library on June 1, 2002 from 1:30 p.m. to 3:00 p.m. The total amount of the contract shall not exceed \$30.00.

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***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign a Contract between the **CITY OF EL PASO** and **NORMA MOLINA, GITANOS DEL PASO**, to present a Flamenco dance history presentation and performance at the Armijo Branch Library on April 20, 2002 from 1:30 p.m. to 2:30 p.m. The total amount of the contract shall not exceed \$100.00.

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***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign a Contract between the **CITY OF EL PASO** and **VIRGINIA LYNN MUNDT** to conduct a workshop for the Texas Trans-Pecos Library System on April 4, 2002 in Fort Stockton, Texas and on April 5, 2002 in El Paso, Texas. The total amount of the contract shall not exceed \$1,500.00.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign a Contract between the **CITY OF EL PASO** and **GILBERTO MELENDEZ**, as an Undergraduate Intern for the Department of Solid Waste Management at the rate of \$7.25 per hour, for a minimum of 20 hours per week, not to exceed 40 hours per week. The term of the contract shall be from March 27, 2002 through March 26, 2003.

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Motion made, seconded and unanimously carried to move to the regular agenda the following:

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign a Personal Services Contract between the **CITY OF EL PASO** and **BLAKE FRY** to coordinate the City's efforts to locate alternative sources of funding for City projects and to assist and advise the City on health policy issues at an annual salary of \$72,000. The contract period shall be from April 1, 2002 through March 31, 2003. This contract is subject to the approval of the City's Civil Service Commission.

Ms. Lisa Turner asked why can't the Director of the City and County Health Department perform these duties.

Mr. Charlie McNabb, Chief Administrative Officer, gave Mr. Fry's background, explaining he has a unique expertise in this area and that he has agreed to give the City advice in health policy issues. He stated this is just a renewal of the contract and some additional duties have been added with a minimal increase in salary.

Mayor Caballero explained that they are trying to build an Economic Development Area as everyone has expressed interest and this will assist to locate alternative sources of funding for City projects.

Motion made by Representative Cook, seconded by Representative Sumrall, and unanimously carried to approve the above resolution.

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***RESOLUTION**

A RESOLUTION AUTHORIZING THE CITY LEGAL DEPARTMENT TO OBTAIN AN APPRAISAL TO ESTABLISH VALUE FOR A 20 X 84 FOOT STRIP OF PROPERTY LOCATED IMMEDIATELY BEHIND 3004 DEVILS TOWER CIRCLE, EL PASO, EL PASO COUNTY, TEXAS.

WHEREAS, Curtis Anderson, the abutting property owner, requested the City sell a 20 x 84 foot strip of property located immediately behind his home located at 3004 Devils Tower Circle, El Paso, El Paso County, Texas; and,

WHEREAS, the City Council finds that it is in the interest of the citizens and serves a public purpose to sell the property; NOW THEREORE,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO THAT:

The City Legal Department is hereby authorized to obtain an appraisal to establish value for a 20 x 84 foot strip of property located immediately behind 3004 Devils Tower Circle, El Paso, El Paso County, Texas.

Motion made, seconded and unanimously carried to move to the regular agenda the request to set a public hearing to be held on April 16th, 2002 to determine if the property located at 1703 E. Yandell Drive in the City of El Paso (legal description on file with the City Clerk) is a fire and safety hazard, and a nuisance and whether the same should be repaired or demolished.

Representative Sumrall commented that it appears this property could be rehabilitated. She asked at what point could we foreclose so that the City can rehabilitate the property and then turn around and sell it. The City's Tax Attorney Edward Hernandez stated that if they do not pay, steps could be taken to foreclose.

Motion made by Representative Sumrall, seconded by Representative Cobos unanimously carried to approve the following Notice:

NOTICE OF PUBLIC HEARING

To All Interested Parties:

You are hereby notified that at 9:00 a.m. on the 16th day of April, 2002 in the Council Chambers of City Hall, #2 Civic Center Plaza, El Paso, Texas, the City Council of El Paso will hold a public hearing on the question of whether the Building located on the property at 1703 E. Yandell Drive, in El Paso, Texas, which property is more particularly described as:

Lots: 19 & E ½ of 18, Block 58, Franklin Heights

is unsafe and dangerous.

According to the real property records of the County of El Paso, Texas, Nazzera Aboud, 8125 Catalpa Ln., El Paso, Texas 79925 is listed as the Owner of the real property described herein.

The Owner of said property is hereby ordered to appear before City Council and any mortgagees, lien holders, and other persons having an interest in said property are entitled to appear before City Council at said date, hour, and place to show cause why said Building should not be declared a nuisance and ordered to be abated; and

The Owner, lien holders, mortgagees, or any other person having an interest in the property are hereby required to submit at the hearing proof of the scope of any work that may be required to bring this property into compliance as mandated by Municipal Code Section 18.52.040 and to specify the time it will take to reasonably perform the work.

If the Owner fails, neglects or refuses to comply with the order of City Council the City may pursue one, or more of the following actions:

- I) the city will perform any and all work needed to bring the property into compliance with this order, at its own expense, but for and on account of the Owner, of said property, the cost of which shall be assessed as a lien against the property and;
- II) assess a civil penalty against the property Owner for failure to repair, remove or demolish said Building in an amount not to exceed \$1000.00 a day for each violation, or \$10 a day if the Owner shows that the property is the Owner's lawful homestead and;
- III) the Owner may be confined in jail as permitted by state law and;
- IV) appoint a receiver as permitted by state law.

Any civil penalty or assessment imposed will accrue interest at a rate of ten (10) percent a year from the date of the assessment until paid in full; and

That the City Clerk is ordered to provide notice of this hearing to the record Owner and all other persons having an interest in the property as provided by law.

According to the real property records of El Paso County, you own the property described in this notice. If you no longer own the property, you must execute an affidavit stating that you no longer own the property and stating the name and last known address of the person who acquired the property from you. The affidavit must be delivered in person or by certified mail, return receipt requested, to this office no later than the 20th day after the date you receive this notice. If you do not send the affidavit, it will be presumed that you own the property described in this notice, even if you do not.

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*Motion made, seconded and unanimously carried that the street and drainage improvements in the Pellicano Industrial Unit 2 Subdivision be accepted for maintenance by the City. The improvements within the stated limits have been completed in accordance with the approved plans and specifications.

Drainage Improvements:

Ponding Area - at Lot 5, Block 1; with a 3.38 ac. area and a 31.85 ac-ft. capacity; 2-Thrust Block Structures; 236.0 ft. of 42.0 R.C.P.; 1-4 Grate Drop Inlet Type 1; 1-Junction Box/48.0" Manhole; 491.0 ft. of 6.0 ft. high Rockwall Fence; 1363.0 ft. of 6.0 ft. of Chain Link Fence; and 18.0 ft. of Double Swing Gate.

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*Motion made, seconded and unanimously carried to approve the authorization for use of District 5 discretionary funds in the amount of \$1,000) to offset the cost for producing a video by the National Alliance for the Mentally Ill to focus on the lack of Mental Health/Mental Retardation services to be presented as testimony at a legislative hearing, subject to approval by MHMR Center Board. (Representative Power)

This was approved with the addition of the following words: "subject to approval by MHMR Center Board".

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*Motion made, seconded and unanimously carried to approve the request to fill the position(s) on a temporary basis in accordance with Article VI, Section 6.6-3, of the Civil Service Charter Provisions:

Laborer (1)

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*Motion made, seconded and unanimously carried to approve the following provisional appointment(s) in accordance with Article VI, Section 6.6-2, of the Civil Service Charter Provisions:

Stations Operations Coordinator (1)

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*Motion made, seconded and unanimously carried to re-appoint Lois Hill-Flanagan to the Art Museum Advisory Board by Representative Escobar.

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*Motion made, seconded and unanimously carried to appoint Maria Salas-Mendoza to the Art Museum Advisory Board by Mayor Raymond C. Caballero.

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*Motion made, seconded and unanimously carried to appoint Terry Diaz to the Art Museum Advisory Board by Mayor Raymond C. Caballero.

*Motion made, seconded and unanimously carried to appoint Jim Welshimer to the Arts Resources Board by Representative Sumrall.

*Motion made, seconded and unanimously carried to approve installation, power, and maintenance of residential street light(s) at the following location(s):

Across from 7957 Heid Ave. on existing pole for \$464.00.

*Motion made, seconded and unanimously carried that the following installment agreements for AD VALOREM taxes be approved in the amount shown and that the Mayor be authorized to sign said agreements on behalf of the City:

- A. PID #M973-000-0090-0060 & M973-000-0090-0080, \$319.94 per month installments on a balance of \$3,839.28 for 1995, 1996, 1997, 1998, 1999 and 2000 taxes; Paul Guerra – 616 24th & 616 Fourth.
- B. PID #0820-999-0291-0042, \$349.46 per month installments on a balance of \$2,096.76, for 1997, 1998, 1999 and 2000 taxes; La Hacienda Donut/Pastry Shop % G. Sanchez & Mary L. Macias – 7604 Ave. Acapulco #A.
- C. PID #L547-999-001H-2500, \$383.29 per month installments on a balance of \$4,599.48 for 1998, 1999, 2000 and 2001 taxes; Luis & Elizabeth B. Jimenez – 1219 Stanley St.
- D. PID #P654-999-0810-2300, \$261.86 per month installments on a balance of \$3,142.32, for 1999 & 2000 taxes; Raquel Harnett – 3400 Mc Lean St.

*Motion made, seconded and unanimously carried that the following tax refunds be approved:

- A. ICX Corporation, in the amount of \$148,852.91; overpayment of 2001 taxes.
(PID #2001-999-1858-0030)
- B. Elinore Feighner, in the amount of \$1,948.44; overpayment of 2000 taxes.
(PID #A462-999-2150-4300)
- C. USDA, in the amount of \$1,368.66; overpayment of 2000 taxes.
(PID #E369-001-0040-0270)
- D. Carlos Spector, in the amount of \$2,950.98; overpayment of 2001 taxes.
(PID #F607-999-0400-3600)
- E. Josefina Barron, in the amount of \$810.13; overpayment of 2001 taxes.
(PID #G126-999-0020-5800)
- F. Lucha Garcia, in the amount of \$945.34; overpayment of 2001 taxes.
(PID #H011-000-0010-3100)
- G. Stewart Title Co., in the amount of \$2,094.43; overpayment of 2001 taxes.
(PID #I256-999-0140-2700)
- H. Gabriel M & R Regalado, in the amount of \$1,043.33; overpayment of 2000 taxes.
(PID #L198-999-0070-3900)
- I. Gabriel M & R Regalado, in the amount of \$1,109.11; overpayment of 2001 taxes.
(PID #L198-999-0070-3900)
- J. GMAC Mortgage Corp., in the amount of \$1,095.76; overpayment of 2001 taxes.
(PID #M296-999-0030-7900)
- K. Irwin Mortgage Corp. in case of Lereta, in the amount of \$2,005.78; overpayment of 2001 taxes.
(PID #R038-999-0010-0600)
- L. Robert Escalante, in the amount of \$730.03; overpayment of 2001 taxes.
(PID #S533-000-0030-4890)
- M. Sierra Title Company, in the amount of \$1,468.91; overpayment of 2000 taxes.
(PID #S533-000-0200-11A0)

- N. Stewart Title Company, in the amount of \$1,506.43; overpayment of 2001 taxes.
(PID #T251-999-0030-1300)
- O. Lawyers Title Company, in the amount of \$3,806.51; overpayment of 2001 taxes.
(PID #V890-999-0010-9700)
- P. Union Planters Mortgage, in the amount of \$3,143.50; overpayment of 2001 taxes.
(PID #V893-999-3480-0800)
- Q. GMAC Mortgage Corp., in the amount of \$2,224.97 overpayment of 2001 taxes.
(PID #V897-999-0960-3000)
- R. Colonial Savings, in the amount of \$2,154.72; overpayment of 2001 taxes.
(PID #V927-999-0150-3800)
- S. Stewart Title Company, in the amount of \$1,833.00; overpayment of 2001 taxes.
(PID #W145-999-0220-1500)
- T. Countrywide Tax Services Corporation, in the amount of \$2,713.37 overpayment of 2001 taxes.
(PID #W145-999-0580-0800)
- U. Wells Fargo Home Mortgage, in the amount of \$2,574.15; overpayment of 2001 taxes.
(PID #W145-999-0820-1200)
- V. Transamerica Real Estate, in the amount of \$2,284.99; overpayment of 1999 taxes.
(PID #V893-999-5460-0200)
- W. Rogelio & Maria Santillana, in the amount of \$684.04; overpayment of 1999 & 2001 taxes.
(PID #F419-000-0020-0600)
- X. Northeast Taff Corporation, in the amount of \$2,290.77; overpayment of 2001 taxes.
(PID #2001-999-4260-0034)
- Y. Northeast Taff Corporation, in the amount of \$935.96; overpayment of 2001 taxes.
(PID #S990-999-0010-0350)

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*Motion made, seconded and unanimously carried to award RFP No. 2002-103R Comprehensive Airport Liability Insurance

Award to: Stinson and Son Insurance Agency
El Paso, Texas
Amount: \$109,275.00 (subject to change)

Department: Department of Aviation
Funds available: 620003-503121
Funding source: Airport Operating Fund
Total award: \$109,275.00 (subject to change)

The Review Committee recommends award as indicated. Stinson and Son Insurance Agency provided the best proposal to meet the needs of the Department of Aviation.

This is a one (1) year contract based on a Request for Proposal (RFP) for Comprehensive Airport Liability Insurance for the El Paso International Airport: with the City's option to renew the contract for one (1) additional two (2) year period, not to exceed three (3) years. Fixed rates are quoted for the 1st year offered. The City has the right not to renew the contract at the end of the fixed rate term. The Contract will officially begin at 12:01 AM, April 1, 2002.

Furthermore, it is requested that staff be authorized to negotiate, the City Attorney's Office to review and that the Mayor execute any additional documents as necessary.

*Annual premiums for years 2 and 3 will be contingent upon loss runs, new acquisitions and State mandated modifiers.

*Motion made, seconded and unanimously carried to award Bid No. 2002-116 Copier Services

Award to: Copy Machines, Inc.
El Paso, Texas
Item (s): All (OPTION #1)
Amount: \$285,071.76 (estimated annually)

Department: Various
Funds available: Various Department Accounts
Funding source: Various
Total award: \$285,071.76

The Purchasing Department recommend award as indicated to the lowest responsive offer meeting specifications, from responsible parties.

Vendor offers the City the option to extend the term of the contract at the same unit prices for one (1) and two (2) additional years if the option is exercised within one (1) or two (2) years from the date of the award.

Vendor also offers the City a prompt payment discount of 2% 10 days.

This is a Requirements Type Contract with an initial term of Sixty (60) months.

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*Motion made, seconded and unanimously carried to approve budget transfer BT2002-421 AIRPORT
To set up funding to acquire a trenching tool for the Airway landscaping project and other projects as needed.

Increase	\$7,100	to	62620020/P50000441022/508008	Maj Equip
Increase	\$7,100	to	62620020/P50000441022/407001	Intrafnd Trf In
Increase	\$7,100	to	62620018/P50000241021/407002	Est Revenue
Increase	\$7,100	to	62620018/P50000241021/507001	IntrafndTrf Out

.....
*Motion made, seconded and unanimously carried to approve budget transfer BT2002-447 PARKS & RECREATION

This budget transfer appropriates funds to construct a Gym Divider at Galatzan Recreation Center.

Increase	\$7,000	to	51510131/P50021416314/407002	Est Revenue
Increase	\$7,000	to	51510131/P50021416314/508003	Bldg Improve

.....
*Motion made, seconded and unanimously carried to approve the request of Spirit Life Christian Center to use amplification (2 amps & 4 microphones) at Album Park on March 30, 2002 from 2:00 p.m. to 4:00 p.m. Approximately 10 persons will use amplification and 75 spectators are anticipated. PERMIT NO. 02-025

.....
ORDINANCE 15061

The City Clerk read an Ordinance entitled: **AN ORDINANCE CHANGING THE ZONING OF THE NORTH 54.3 FEET OF THE SOUTH 136.3 FEET OF TRACT 95 AND THE EAST 100 FEET OF THE NORTH 136.3 FEET OF TRACT 96 AND THE NORTH 16 FEET OF THE WEST 100 FEET OF TRACT 96 AND THE NORTH 81.7 FEET OF TRACT 95, SUNRISE ACRES, EL PASO, EL PASO COUNTY, TEXAS (8605 GATEWAY BOULEVARD SOUTH) FROM C-OP (COMMERCIAL-OFFICE PARK) TO C-3 (COMMERCIAL) AND IMPOSING CERTAIN CONDITIONS. THE PENALTY BEING AS PROVIDED IN SECTION 20.68.010 OF THE EL PASO MUNICIPAL CODE.**

Ms. Pat Adatao, Director of Planning, presented this zoning case.

Representative Sariñana commented that C-1 zoning will not allow the applicant to use the property for what he plans.

Representative Rodriguez stated that this area has been vacant for many years and efforts have been made to get companies to locate on that area. She stated there has been no opposition from the neighbors and their only concern was that their children would have access to get to their school. Representative Rodriguez stated she would approve C-3 zoning with the following restrictions:

1. That access to the property via Neptune Street be prohibited.
2. That the following uses are prohibited:
 - a. Automotive repair garage; for repair of passenger vehicles, light trucks and buses and repair garage for repair of motorcycles;
 - b. Automobile service station, carwash, commercial fueling station;
 - c. Automobile or truck parts sales; and
 - d. Automobile, light trucks, buses, motorcycles and boats, sales, storage, rental and service.
3. That a ten-foot (10') landscaped buffer zone be required between the C-3 (Commercial) property and the abutting residential property located to the south of the C-3 (Commercial) property.

Mr. Luis De La Cruz, applicant's representative stated they will comply with the landscape ordinance of the City of El Paso.

Mr. Terry Williams explained there is a difference between the landscape ordinance requirements and providing a landscape buffer.

Ms. Adauto commented that it appears the use the applicant intends for the property would not be allowed under C-3 zoning.

Motion duly made by Representative Rodriguez, seconded by Representative Sariñana that the Ordinance be adopted as revised. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Council Members Rodriguez, Medina, Cook, Escobar, Sariñana and Cobos

NAYS: Council Members Sumrall and Power Absent: None

Whereupon the Mayor ordered that the vote having been cast in favor of the Ordinance, the same be and the same is hereby adopted.

ORDINANCE 15062

The City Clerk read an Ordinance entitled: **AN ORDINANCE CHANGING THE ZONING OF TRACT 3, O. C. COLES SURVEY, CITY OF EL PASO, EL PASO COUNTY, TEXAS (8556-8558 ALAMEDA AVENUE) FROM A-2 (APARTMENT) TO C-1 (COMMERCIAL). THE PENALTY BEING AS PROVIDED IN SECTION 20.68.010 OF THE EL PASO MUNICIPAL CODE.**

Representative Escobar asked if any opposition letters had been received.

Ms. Adauto, Planning Director, stated 2 letters in opposition were received.

Motion duly made by Representative Escobar, seconded by Representative Sariñana that the Ordinance be adopted. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Council Members Sumrall, Rodriguez, Medina, Cook, Power, Escobar, Sariñana and Cobos

NAYS: None Absent: None

Whereupon the Mayor ordered that the vote having been cast in favor of the Ordinance, the same be and the same is hereby adopted.

.....
ORDINANCE 15063

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING ORDINANCE NO. 014840 WHICH CHANGED THE ZONING OF TRACTS 1E AND 1E6, SECTION 27, BLOCK 81, TOWNSHIP 1, T. & P. R. R. SURVEYS, CITY OF EL PASO, EL PASO COUNTY, TEXAS (SOUTH OF U. S. 54 AND EAST OF KENWORTHY DRIVE), AND WHICH IMPOSED CERTAIN CONDITIONS, BY DELETING THOSE CONDITIONS. THE PENALTY BEING AS PROVIDED IN SECTION 20.68.010 OF THE EL PASO MUNICIPAL CODE.**

Motion duly made by Representative Cook, seconded by Representative Escobar, that the Ordinance be adopted. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Council Members Sumrall, Rodriguez, Medina, Cook, Power, Escobar, Sariñana and Cobos

NAYS: None Absent: None

Whereupon the Mayor ordered that the vote having been cast in favor of the Ordinance, the same be and the same is hereby adopted.

.....
ORDINANCE 15064

The City Clerk read an Ordinance entitled: **AN ORDINANCE CHANGING THE ZONING OF TRACTS 1E AND 1E6, SECTION 27, BLOCK 81, TOWNSHIP 1, T. & P. R. R. SURVEYS, CITY OF EL PASO, EL PASO COUNTY, TEXAS (SOUTH OF U. S. 54 AND EAST OF KENWORTHY DRIVE) FROM C-1/C (COMMERCIAL/CONDITIONS) TO R-3A (RESIDENTIAL). THE PENALTY BEING AS PROVIDED IN SECTION 20.68.010 OF THE EL PASO MUNICIPAL CODE.**

Motion duly made by Representative Cook, seconded by Representative Escobar that the Ordinance be adopted. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Council Members Sumrall, Rodriguez, Medina, Cook, Power, Escobar, Sariñana and Cobos

NAYS: None Absent: None

Whereupon the Mayor ordered that the vote having been cast in favor of the Ordinance, the same be and the same is hereby adopted.

.....

ORDINANCE 15065

The City Clerk read an Ordinance entitled: **AN ORDINANCE PERMITTING CAESAR JUAREZ TO USE A PORTION OF PONSFORD PARK FROM 8:00 A.M. UNTIL 7:00 P.M. ON MARCH 31, 2002**

Motion duly made by Representative Sumrall, seconded by Representative Escobar that the Ordinance be adopted. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Council Members Sumrall, Rodriguez, Medina, Cook, Power, Escobar, Sariñana and Cobos

NAYS: None Absent: None

Whereupon the Mayor ordered that the vote having been cast in favor of the Ordinance, the same be and the same is hereby adopted.

ORDINANCE 15066

The City Clerk read an Ordinance entitled: **AN ORDINANCE AUTHORIZING THE MAYOR TO SIGN A QUITCLAIM DEED CONVEYING THE CITY OF EL PASO'S LEASEHOLD INTEREST IN THE PROPERTY BEING LOTS 27-32, BLOCK P-2, GARDEN SUBDIVISION, IN THE CITY OF EL PASO, EL PASO COUNTY, TEXAS, TO THE DIOCESE OF THE RIO GRANDE.**

Motion duly made by Representative Sariñana, seconded by Representative Escobar, that the Ordinance be adopted. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Council Members Sumrall, Rodriguez, Medina, Cook, Power, Escobar, Sariñana and Cobos

NAYS: None Absent: None

Whereupon the Mayor ordered that the vote having been cast in favor of the Ordinance, the same be and the same is hereby adopted.

ORDINANCE 15067

The City Clerk read an Ordinance entitled: **AN ORDINANCE PERMITTING WESTSIDE COMMUNITY CHURCH TO USE A PORTION OF FRANK DELGADO PARK FROM 12:00 PM UNTIL 5:00 PM ON MARCH 30, 2002**

Representative Sumrall asked if this would still be open to neighborhood kids like last year. Mr. Charles Nutter, Director of Parks and Recreation, responded that it will be open to the neighborhood kids.

Motion duly made by Representative Sumrall, seconded by Representative Escobar, that the Ordinance be adopted. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Council Members Sumrall, Rodriguez, Medina, Cook, Power, Escobar, Sariñana and Cobos

NAYS: None Absent: None

Whereupon the Mayor ordered that the vote having been cast in favor of the Ordinance, the same be and the same is hereby adopted.

ORDINANCE 15068

The City Clerk read an Ordinance entitled: **AN ORDINANCE ADOPTING MODIFICATIONS TO THE 2025 PROPOSED THOROUGHFARE SYSTEM AS DETAILED IN THE MAP ATLAS OF THE PLAN FOR EL PASO AND ITS RELATED DOCUMENTS APPROVED BY THE EL PASO CITY COUNCIL ON AUGUST 28, 2001.**

Ms. Pat Adauto, Director of Planning, asked that the deletion of Bob Mitchell be included in the ordinance.

Motion duly made by Representative Power, seconded by Representative Escobar, that the Ordinance be adopted as revised. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Council Members Sumrall, Rodriguez, Medina, Cook, Power, Escobar, Sariñana and Cobos

NAYS: None Absent: None

Whereupon the Mayor ordered that the vote having been cast in favor of the Ordinance, the same be and the same is hereby adopted.

Motion made by Representative Rodriguez, seconded by Representative Cook and unanimously carried to postpone two (2) weeks the public hearing to determine if the property located at 8701 Mt. Whitney Drive in the City of El Paso (legal description on file with the City Clerk) is a fire and safety hazard, and a nuisance and whether the same should be repaired or demolished. The owner of record as of October 23^d, 2001, Doyal S. Henderson, 549 County Line Rd., Chaparral, NM 88021, has been notified of the violations at this property. Doyal S. Henderson has been delinquent in taxes since 1995 for a total of \$14,305.91. Account is presently in suit.

Ms. Fatima Garza, potential owner, commented on her efforts to purchase this property.

Mr. Tom Maguire, Building Services, stated the department is not asking for demolition but for the property to be secured so that in case the sale does not go through, the City does not have to start all over with the process.

*Motion made, seconded and unanimously carried to postpone one (1) week the rejection of Bid 2002-082 Household Hazardous Waste Disposal Service as recommended by Purchasing and Solid Waste Management Department.

This requirement will be reviewed by the user department. A new request for bids will be revised and will be issued at a later time.

Motion made by Representative Sariñana, seconded by Representative Escobar and unanimously carried to reject RFP 2002-095R, TRAINING ASSESSMENT as recommended by Purchasing and Information Technologies.

This requirement will be reviewed by the user department. A new request for proposals will be revised and will be issued at a later time.

.....
Motion made by Representative Power, seconded by Representative Escobar and unanimously carried to postpone six (6) weeks the discussion and action on plans to eliminate handicapped ramp lift system in the swimming pool at the Multipurpose Center located on Viscount Boulevard. (Representative Power)

Representative Power commented on the meeting that had been held. Mr. Charles Nutter, Parks Director, made comments. He said they were able to contact a vendor who can help them with the maintenance and repair. Mr. Nutter commented that the vendor will be there in two weeks to assess the system.

Mr. Robert Grijalva, Office of State Representative Paul Moreno, commented on the cooperation received from the Parks Department.

.....
*Motion made, seconded and unanimously carried to postpone two (2) weeks the discussion and action on elimination of moratorium on sale of PSB land. (Representative Sumrall and Representative Power)

.....
Motion made by Representative Medina, seconded by Representative Cobos and unanimously carried to approve the appeal by Tony Berry at 214 Val Verde on the denial of a license for the sale of alcoholic beverages due to the business's proximity to a school in accordance with Section 20.08.090(B)(1) and 20.08.090(B)(4) of the El Paso Municipal Code.

City Council granted the approval under Section 20.08.090 based on the following:

- Is not in the best interest of the public
- Constitutes waste or the inefficient use of land or other resources

Representative Medina asked if Mr. Berry would be able to improve the area by landscaping over and beyond the City Ordinance.

Mr. Tony Berry explained that at the same time that he updates the building, he would like to update the entire outlet.

Mr. Arturo Huerta, Mothers Against Drunk Driving, asked that they do not approve this license for the sale of alcoholic beverages, which will make it more convenient for teenagers around Jefferson High School to purchase alcoholic beverages.

Representative Medina commented that he can understand Mr. Huerta's concern but it would be different if it would be a bar or a club and not a convenience store.

Representative Cobos mentioned that this is a very secured store with cameras and it is locally owned.

Mr. Terry Williams, Deputy Director for Building Services, asked that Council give the basis for their approval, in accordance with the Code.

.....
No action was taken on the request of Anita Blair to discuss TIF. (Anita Blair)

.....
Ms. Anita Blair was present to comment and answer any questions. She expressed her concern on preserving residential areas.

Motion made by Representative Sumrall, seconded by Representative Power and unanimously carried to delete the discussion on reasons why a skateboard park should be built in the City of El Paso. (Richard Coleman) Mr. Coleman was not present.

Representative Sumrall made comments.

Mr. Tim Fulmer, the Goodman Corporation, explained how important it is to have a fully developed skateboard park.

Representative Medina mentioned that we should be thinking of a spectator sport and not only a participant sport and this will help bring in tourism and money into the City.

.....
Motion made by Representative Cobos, seconded by Representative Sariñana and unanimously carried to postpone four (4) weeks and refer to the Sun Metro and Public Works Legislative Review Committees the discussion and action on postponing the bid process pertaining to the Union Plaza parking garage and the feasibility of creating a Peoples Plaza on the empty lot just South of San Antonio St., North of Overland, East of Durango and West of Leon. (Pat Goff)

Mr. Pat Goff made a presentation in favor of putting a facility (People's Plaza) in the area designated for a parking garage in the Union Plaza. He said this would increase tourism and improve the quality of life.

Mr. Gilbert Guillen, a resident of the Union Plaza district area commented against the delay.
Mr. Joseph Bencomo, property owner in the Union Plaza district, expressed his opposition to delaying or putting off the parking garage.
Mr. Warren Burns, property owner in the Union Plaza district, expressed his concerns with the parking around the area and how it affects the rental or leasing of his property. Mr. Clint Newsome also made comments.

Representative Cobos and Representative Medina commented on the delay of the project.

Mr. Terry Lee Scott, Director of Sun Metro, stated we have spent \$2.1 million dollars at this point, we are 60 days from starting construction after 9 years from when this project was originally funded. He told them what to expect if the project is delayed.

.....
Motion made by Representative Cook, seconded by Representative Sariñana and unanimously carried to approve the Program Management Committee's recommendation to proceed with the acquisition of property, site development planning and project design for the construction of the new Animal Control Facility on approximately 5 acres of Public Service Board property located immediately west of the Sun Metro Lift Facility at approximately the 4900 Block of Fred Wilson Dr. (The Program Management Committee was established through an Interlocal Agreement between the City of El Paso and the County of El Paso.)

Mr. Ed Drusina, Director of Public Works and a member of the Program Management Committee, explained the progress made to date and gave the anticipated completion date.

Representative Sumrall expressed her concern with the completion date for the project and how unacceptable this would be because of the bad condition of the present facility.

.....

Motion made by Representative Sariñana, seconded by Representative Cook and unanimously carried that the following Ordinances, having been introduced pursuant to Section 3.9 of the El Paso City Charter, be advertised for public hearing:

- A. An Ordinance granting a Special Privilege to IEK #2 L.P. permitting the encroachment of a canopy with security roll-up doors along portions of public right-of-way at 102 N. Mesa Street. (Fee: \$100.00, SP-01021)
- B. An Ordinance granting a Special Privilege to Luis Robles, Jr. to permit temporary sidewalk vending within a portion of public right-of-way located at 701 S. Oregon Street from April 10, 2002 through June 30, 2002. (Fee: \$37.50, SP-02004)

PUBLIC HEARING WILL BE HELD ON APRIL 9, 2002 FOR ITEMS A-B

Public Hearings will be held as part of the regular City Council meeting which begins at approximately 9AM. All interested persons present shall have an opportunity to be heard at that time. After the public hearings, Council may also delay taking action on Ordinances, no requirement is made by Section 3.9B of the El Paso City Charter to publish any further notice. Copies of all Ordinances are available for review in the City Clerk's office, 2 Civic Center Plaza, Monday through Friday, 8AM to 5PM.

Representative Escobar was not present for the vote.

ADDITION TO THE AGENDA

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to accept, on behalf of the City of El Paso, the donation from American Airlines of six (6) round trip tickets for Aircraft Rescue Firefighters to attend aircraft firefighting and associated safety training at American Airline's training facility in Dallas/Ft. Worth.

Fire Chief William F. Greggerson, Assistant Fire Chief, thanked American Airlines for participating.

Motion made by Representative Medina, seconded by Representative Escobar unanimously carried to approve the above resolution.

Motion made, seconded and unanimously carried to move to the Regular Agenda the following:

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign a letter of intent to be submitted to the Empowerment Zone Board for possible funding to leverage City and other resources on (1) emergency repair work to the Plaza Theater; and (2) development of a housing or mixed-use project in the Downtown Area

Ms. Lisa Turner asked if we would be able to use the hotel/motel tax for that.

Mayor Caballero responded that it has not been considered for the building itself.

Motion made by Representative Sariñana, seconded by Representative Escobar unanimously carried to approve the above resolution.

Motion made, seconded and unanimously carried to move to the regular agenda the following:

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

THAT the Mayor be authorized to sign an Amendment to the Tiburon, Inc., Agreement for Extended Services between the City and Tiburon, Inc., substituting the Software Support and Maintenance Fees and Schedule of Services and Charges.

Ms. Lisa Turner stated that Purchasing had already answered her questions.

Motion made by Representative Cook, seconded by Representative Sariñana unanimously carried to approve the above resolution.

.....
***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

THAT the Mayor be authorized to sign the National Park Service Urban Parks Recreation and Recovery (**UPARR**) grant application requesting \$1,000,000 for construction of a 50 meter indoor pool and aquatic facility at Memorial Park on behalf of the **PARKS AND RECREATION DEPARTMENT**.

.....
***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign a Child Care Local Initiatives Agreement with the Texas Workforce Commission for services provided in connection with the I'm Learning / Estoy Aprendiendo Project of the El Paso Public Library. The goal of the Project is to offer opportunities for disadvantaged, at-risk parents to improve their literacy skills and to place emphasis on the importance of reading aloud to their infant children. The contribution by the Workforce Commission under the Local Initiatives Agreement will be a maximum of \$21,535.00, with a local match requirement for the City of up to \$14,235.00. (Matching Funds Source: Paso Del Norte Foundation Grant funds)

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***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign and submit a Grant Application and a Partnership Statement with various collaborative partners under the Grant Application, subject to receipt of the Partnership Statement signed by the collaborative partners, to the Institute of Museum and Library Services (IMLS) on behalf of the City of El Paso in the amount of \$249,802.00 (with matching funds of \$86,416.00 through in-kind services) for a Project of the El Paso Public Library and El Paso Museum of History to create a web site to provide access to valuable archival collections in the El Paso, Juarez, and Las Cruces region, and to involve digitizing collections, listing and posting to a web site, creation of a travel exhibit, as well as educational and preservation components; and

That Carol Brey, Director of Libraries, be authorized to furnish such additional information as IMLS may require in connection with the Grant Application for this program; and

That the Mayor be authorized to execute, on behalf of the City of El Paso, any Grant Agreements and corresponding Agreements with the collaborative partners for the above amount, or for a greater or lesser amount, and any amendments to the initial Grant Agreement which increases, decreases or deobligates Program funds, provided that no additional City funds are required, upon approval by the IMLS.

.....
***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign Contracts between the **CITY OF EL PASO** and the following Contractors to provide sign language interpreting services for City related matters on an as needed basis, which may include, but not limited to, Municipal Court, Police Department matters and police emergencies, City Council meetings, and public hearings. The term of the contracts shall be for the period of March 27, 2002 through March 26, 2003.

1. Liza Enriquez
2. Mary L. Mooney

.....
***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign a Contract between the **CITY OF EL PASO** and **DIANE GIDLEY**, as an Undergraduate Intern for the Aviation Department at the rate of \$7.25 per hour, not to exceed 40 hours per week. The term of the contract shall be from March 27, 2002 through March 26, 2003.

.....
*Motion made, seconded and unanimously carried to re-appoint Maria A. Natividad to the Art Museum Advisory Board by Representative Power.

.....
*Motion made, seconded and unanimously carried to re-appoint John M. Gallagher to the El Paso Fire Department Medical Services Policy Board by Representative Rodriguez.

.....
*Motion made, seconded and unanimously carried to approve the Staffing Table Change for Mayor and Council

Add 1.0 Public Information Clerk GS 12

.....
Motion made by Representative Cook, seconded by Representative Medina and carried that the following Ordinance, having been introduced pursuant to Section 3.9 of the El Paso City Charter, be advertised for public hearing:

- A.** An Ordinance imposing a temporary moratorium on the issuance of any and all development permits as defined herein, including but not limited to, building permits, issuance of grading permits, approval for detailed site development review, approval for special permits, subdivision approval, and on any application for an amendment to the zoning of property located within the Tax Increment Finance District Number Two, as described herein, to be effective upon passage of this ordinance until December 31, 2002, with certain exceptions.

A. PUBLIC HEARING WILL BE HELD ON APRIL 16, 2002 FOR ITEM A

Public Hearings will be held as part of the regular City Council meeting which begins at approximately 9AM. All interested persons present shall have an opportunity to be heard at that time. After the public hearings Council may also delay taking action on Ordinances, no requirement is made by Section 3.9B of the El Paso City Charter to publish any further notice. Copies of all Ordinances are available for review in the City Clerk's office, 2 Civic Center Plaza, Monday through Friday, 8AM to 5PM.

Representative Rodriguez, Representative Medina, Representative Cook and Representative Power voted Aye.

Representative Sumrall, Representative Sariñana and Representative Cobos voted nay. Representative Escobar was not present for the vote.

Council members expressed their concern regarding not being able to make repairs or improvements to private homes.

Ms. Cindy Crosby, Assistant City Attorney, explained that the Ordinance will address those issues of repair and maintenance and the purpose. She stated the moratorium's purpose is to help maintain the status quo.

Mr. Bob Bowling, Tropicana Homes, expressed his concern of a moratorium on building permits, stating the City is trying to restrict the use of personal property. Ms. Lisa Turner also expressed concerns.

Representative Cobos stated that he is totally uninformed on what the Border Health Institute is and it is obvious that other council members are as well. He requested that information and documentation be provided to him in order to be able to make a decision.

Motion was made by Representative Cobos, seconded by Representative Sariñana to delete the introduction of the ordinance. Motion did not carry.

Representative Sumrall, Representative Sariñana and Representative Cobos voted Aye.

Representative Rodriguez, Representative Medina, Representative Cook and Representative Power voted Nay.

Representative Escobar was not present for the vote.

Motion made by Representative Cook, seconded by Representative Sumrall and unanimously carried that the City Council retire into **EXECUTIVE SESSION** pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Sections 551.071 - 551.076 to discuss any of the following:

- Section 551.071 CONSULTATION WITH ATTORNEY
- Section 551.072 DELIBERATION REGARDING REAL PROPERTY
- Section 551.073 DELIBERATION REGARDING PROSPECTIVE GIFTS
- Section 551.074 PERSONNEL MATTERS
- Section 551.076 DELIBERATION REGARDING SECURITY DEVICES

Contract No. 1999-34-120 with Frontera Environmental (551.071)

Motion made by Representative Rodriguez, seconded by Representative Medina and unanimously carried to adjourn the Executive Session and reconvene the meeting of the City Council, during which time motions were made as follows:

Motion made by Representative Medina, seconded by Representative Cook and carried that the City of El Paso hire a consultant, as recommended by the City Attorney's Office, in relation to an audit of Contract No. 1999-34-120 with Frontera Environmental; and that the Mayor be authorized to sign, on behalf of the City, any related documentation.

Representative Sumrall was not present for the vote.

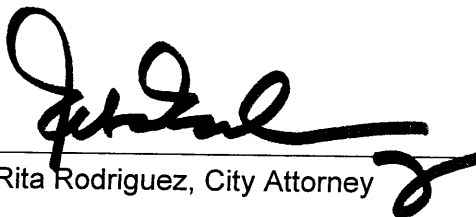
Motion made by Representative Cook, seconded by Representative Rodriguez and unanimously carried to adjourn this meeting at 12:00 Noon.

APPROVED AS TO CONTENT:

APPROVED AS TO FORM:



Carole Hunter, City Clerk



Rita Rodriguez, City Attorney

